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LATHAM & WATKINS

ATTORNEYS AT LAW

1001 PENNSYLVANIA AVE., N.W.

SUITE 1300

WASHINGTON, D.C. 20004-2505

TELEPHONE (202) 637-2200

FAX (202) 637-2201

PAUL R. WATKINS (1899-1973)
DANA LATHAM (1898-1974)

CHICAGO OFFICE

SEARS TOWER, SUITE 5800
CHICAGO, ILLINOIS 60606
TELEPHONE (312) 876-7700
FAX (312) 993-9767

LONDON OFFICE

ONE ANGEL COURT
LONDON EC2R 7HU ENGLAND
TELEPHONE + 44-171-374 4444
FAX + 44-171-374 4460

LOS ANGELES OFFICE

633 WEST FIFTH STREET, SUITE 4000
LOS ANGELES, CALIFORNIA 90071-2007
TELEPHONE (213) 485-1234
FAX (213) 891-8763

MOSCOW OFFICE

113/1 LENINSKY PROSPECT, SUITE C200
MOSCOW, RUSSIA 117198
TELEPHONE + 7-503 956-5555
FAX + 7-503 956-5556

NEW JERSEY OFFICE

ONE NEWARK CENTER
NEWARK, NEW JERSEY 07101-3174
TELEPHONE (201) 639-1234
FAX (201) 639-7298

NEW YORK OFFICE

885 THIRD AVENUE, SUITE 1000
NEW YORK, NEW YORK 10022-4802
TELEPHONE (212) 906-1200
FAX (212) 751-4864

ORANGE COUNTY OFFICE

650 TOWN CENTER DRIVE, SUITE 2000
COSTA MESA, CALIFORNIA 92626-1925
TELEPHONE (714) 540-1235
FAX (714) 755-8290

SAN DIEGO OFFICE

701 "B" STREET, SUITE 2100
SAN DIEGO, CALIFORNIA 92101-8197
TELEPHONE (619) 236-1234
FAX (619) 696-7419

SAN FRANCISCO OFFICE

505 MONTGOMERY STREET, SUITE 1900
SAN FRANCISCO, CALIFORNIA 94111-2562
TELEPHONE (415) 391-0600
FAX (415) 395-8095

EX PARTE OR LATE FILED

February 27, 1997

BY HAND DELIVERY

William F. Caton
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

RECEIVED

FEB 27 1997

Federal Communications Commission
Office of Secretary

Re: Ex Parte Filing in MM Docket No. 87-268

Dear Mr. Caton:

This letter is to advise you that Alan Bell, John Janka and myself, on behalf of Freedom Communications, Inc., met with Commissioner Quello and Marsha MacBride on February 25, 1997 to discuss matters involved in Freedom's comments in the above-captioned proceeding. I have attached a copy of the materials that were distributed at the meeting. Pursuant to Section 1.1206(a)(2) of the Commission's Rules, two copies of this letter have been filed with the Secretary. Please contact the undersigned if there are any questions regarding this matter.

Truly yours,

Susan E. McNeil*
of LATHAM & WATKINS

*Admitted in Maryland only.
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Long

Freedom Communications, Inc.

**Presentation to the FCC
on
Advanced Television Implementation**

February 25, 1997

Television

“Television is the literature of the illiterate, the culture of the low-brow, the wealth of the poor, the privilege of the underprivileged, the exclusive club of the excluded masses.”

We have the TV system we have because the Congress, the FCC, the broadcasters -- and the voters -- believe in free TV universally receivable by anyone who has the price of a set, anyone who wants to join the “club of the excluded masses.”

Freedom strongly supports that idea.
(That's why we're called Freedom
and not something else.)

But, our Channel 6 in Providence has never been easily received in all parts of its market. Even if you wanted to join the club, you'd have a problem -- an Antenna Orientation Problem, or AOP for short, which at last can be solved in the transition to ATV.

We'll come to that (count on it!),
but first a word from our sponsor.

Freedom Background

- Owns six VHF network stations in mid-size to small markets:
 - WLNE(TV) - Providence/New Bedford, MA (ABC)
 - WPEC(TV) - West Palm Beach, FL (CBS)
 - WRGB(TV) - Albany/Schenectady/Troy, NY (CBS)
 - WTVN(TV) - Chattanooga, TN (ABC)
 - KFDM(TV) - Beaumont/Port Arthur, TX (CBS)
 - KTVL(TV) - Medford, OR (CBS)
- Owns local newspapers and magazines throughout the country.

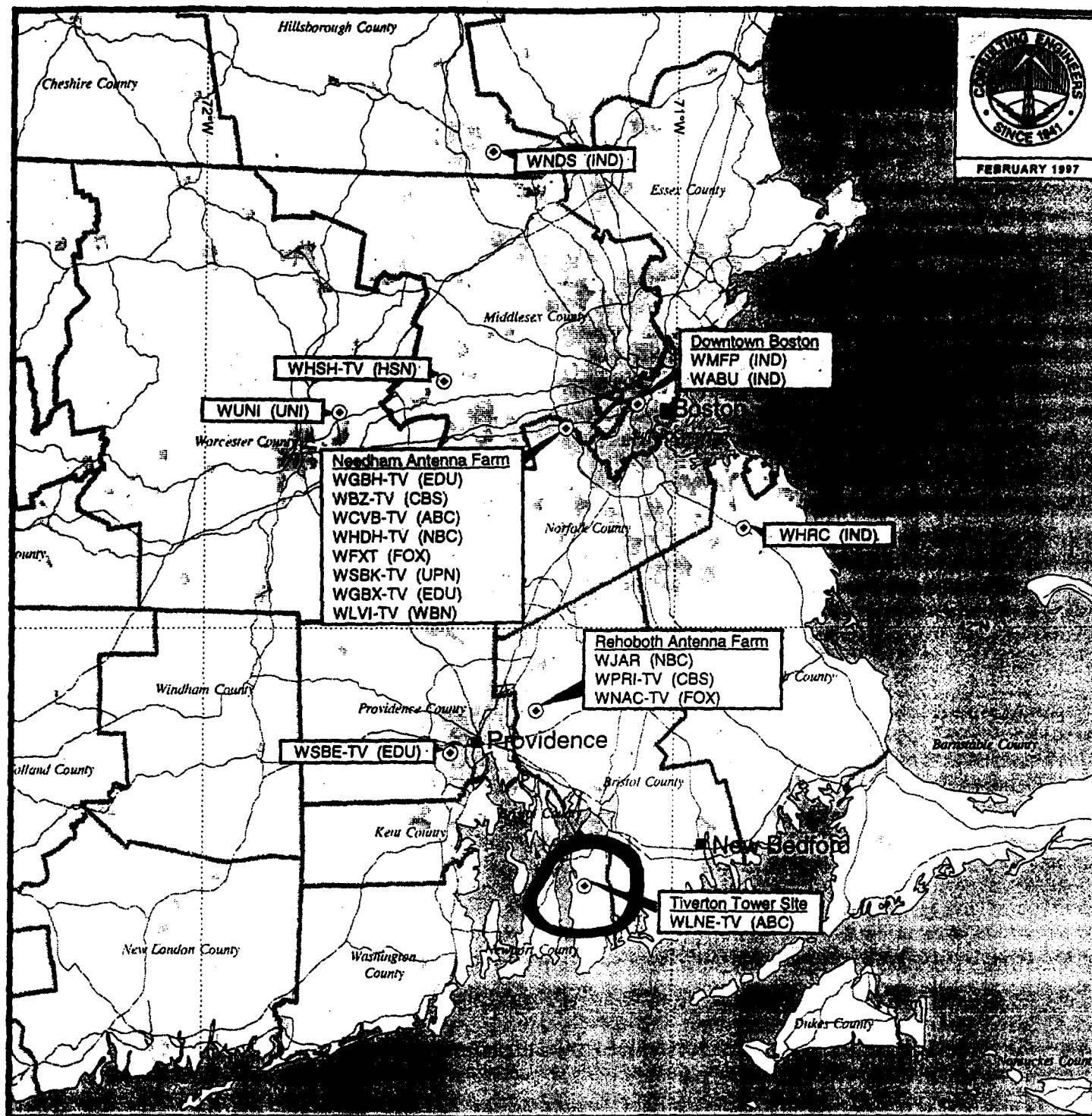
WLNE'S Problem

- In the early 1960's, only two network television stations served the Providence/New Bedford market.
- To bring an ABC signal to the market, the Commission "shoehorned" WLNE in at Tiverton, Rhode Island, 20 miles from the antenna farm where virtually all other stations in the market are located.
- WLNE has a disadvantaged transmitter site compared to the other off-air VHF television stations in the market.
- WLNE's viewers have a significant antenna orientation problem ("AOP") and therefore receive an inferior WLNE signal.

When you look at the map,
you can see what happens
when viewers aim their
antennas at the Providence
antenna tower. (They aim at
Providence, but also get
Boston.)



FEBRUARY 1997



PRIMARY BROADCAST TV TRANSMITTER SITES IN PROVIDENCE-NEW BEDFORD-BOSTON AREA

FREEDOM COMMUNICATIONS, INC.

du Treil, Lundin & Rackley, Inc. Sarasota, Florida

WLNE-TV's site creates a major AOP on the wrong side of home antennas -- but now, for the first time in over five decades, there is a way ...

Impact of ATV Allotment

- **The Commission's proposed allotment table appears to accommodate a move of WLNE's transmitter to the Rehoboth site where other market stations are located.**
- **WLNE could use proposed Channel 49 at Rehoboth without causing increased interference to other stations.**
 - Interference actually would decrease for certain stations.
 - Presently anticipated pockets of interference may shift, but not increase in size.
 - Engineering solutions (such as directional antennas) could be used to mitigate one possible increase in predicated interference.
- **The Broadcasters' Caucus does not provide such flexibility.**
 - Their "wait and see" approach would effectively foreclose such accommodation because the plan significantly restricts future modifications.

Conclusion

- Any ATV allotment plan must include flexibility to accommodate significant problems, like WLNE's.
- ATV service rules must not unduly constrain the ability to modify allotments to address market-specific problems.
- WLNE's ATV channel should be located with everybody else at Rehoboth.